

BOARD OF SUPERVISORS, COUNTY OF LAKE, STATE OF CALIFORNIA

OFFICIAL MINUTES OF THE BOARD OF SUPERVISORS MEETING HELD AUGUST 27, 2013

The Honorable Board of Supervisors of Lake County, California, met in regular session this 27<sup>th</sup> day of August, 2013, there being present Supervisors Jim Comstock, Anthony Farrington, Rob Brown and Jeff Smith, County Administrative Officer Matt Perry, County Counsel Anita Grant and Assistant Clerk of the Board Mireya Turner. Supervisor Rushing was absent all day.

The meeting was called to order at 9:00 a.m. by Chair Smith. After a moment of silence, Supervisor Brown led the salute to the flag of the United States of America.

1. **ITEM A-1 - 9:00 A.M. - APPROVAL OF CONSENT AGENDA** - On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved Consent Agenda items C-1 through C-7, with the exception of Item C-5, which was taken immediately following the Consent Agenda.

Approved Minutes of the Board of Supervisors meeting held on August 20, 2013.

Adopted Proclamation honoring Robert Bridges for his years of County service.

Approved Agreement between County of Lake and Redwood Creek Community Living Center for FY 2013-14 residential support services, maximum amount of \$70,000, and authorized the Chair to sign.

Approved Equitable Sharing Agreement and Certification between the County of Lake and the U.S. Department of Justice, for the sharing of federally seized asset forfeiture monies, and authorized the Chair to sign.

**Consent Agenda Item C-5 - Approve Twelfth Amendment to Agreement between the County of Lake and MRO Engineers for engineering services for the Soda Bay Bridge Replacement over Cole Creek, an increase of \$33,950, and authorize the Chair to sign** - This item was removed from the Consent Agenda and taken up immediately following.

Approved Agreement between the County of Lake and Dazzling Janitorial for Fiscal Years 2013-14 through 2015-16 janitorial services at various Social Services locations, an annual amount of \$72,600, and authorized the Chair to sign.

Approved out of County transport of clients to Sacramento, California, on September 4, 2013, to attend the yearly Recovery Month Rally, travel costs not to exceed \$100.

**Consent Agenda Item C-5 - Approve Twelfth Amendment to Agreement between the County of Lake and MRO Engineers for engineering services for the Soda Bay Bridge Replacement over Cole Creek, an increase of \$33,950, and authorize the Chair to sign** - Supervisor Farrington cited a conflict and left his chair.

On motion of Supervisor Brown and by vote of the Board (3 ayes, Supervisor Rushing ABSENT, Supervisor Farrington ABSTAIN), approved the Twelfth Amendment to Agreement between the County of Lake and MRO Engineers for engineering services for the Soda Bay Bridge Replacement over Cole Creek, an increase of \$33,950, and authorized the Chair to sign.

2. **ITEM A-2 - Presentation of animals that are available for adoption at the Lake County Animal Care and Control Shelter** - Animal Care and Control Officer Kyle O'Brien presented one canine currently available for adoption.
3. **ITEM A-11 - Consideration of appointments to the following: Fish and Wildlife Advisory Committee and Middletown Area Town Hall (MATH)** - On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Randall Williams to the Fish and Wildlife Advisory Committee (Conservation/Wildlife Industry), for a term to expire January 1, 2015.

On motion of Supervisor Comstock and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), appointed Fletcher Thornton and Michael Tabacchi to the Middletown Area Town Hall (MATH).

4. **ITEM A-5 - 9:10 A.M. - Presentation of Proclamation honoring Robert Bridges for his years of County service** - Supervisor Brown read the proclamation into the record and presented it to Robert Bridges, who spoke.

Many present and former staff members were present, and spoke.

5. **ITEM A-6 - 9:15 A.M. - HEARING - Nuisance Abatement of 2963 Merced Street and 6775 Floyd Way, Nice, CA (APN 031-173-63 - Herbert Johnson)** - Community Development Director Rick Coel was sworn in by the Clerk.

Neither the owner, nor representation was present.

Mr. Coel presented the staff summary.

On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), upheld the Notice of Nuisance and Order to Abate posted July 18, 2013, for nuisance conditions at 2963 Merced Street and 6775 Floyd Way, Nice, CA, also known as APN 031-173-63, and authorized staff to coordinate with the Marijuana Eradication Task Force to abate the excess number of marijuana plants found to be in violation of Lake County Ordinance 2978. All costs associated with this abatement case shall become a charge against the property.

6. **ITEM A-13 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, S. Harry, M. Perry, A. Flora and C. Shaver; and (b) Employee Organization: DDAA, DSA, LCCOA, LCEA and LCSEA 2. Conference with real property negotiator (a) Property located at: 3980 Gard Street, Kelseyville (APN 024-081-01) (b) Negotiating Parties: For County: Supervisor Rob Brown, Child Support Services Director Gail Woodworth, County Administrative Officer Matt Perry and Deputy County Administrative Officer Alan Flora For seller: Kelseyville Unified School District representatives (c) Under Negotiation: Lease terms 3. Public Employee Evaluation: Titles: Special Districts Administrator and Community Development Director 4. Conference with legal counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Spano v. Lake County, et al.** - Chair Smith announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session with no action taken at 9:56 a.m.

7. **ITEM A-7 - 9:45 A.M. - HEARING - Nuisance Abatement of 3380 Keeling Avenue, Lakeport, CA (APN 028-051-87 - Nicholas Jones and Corina Jones)** - Community Development Director Rick Coel, Nick Jones, Corina Jones, Tom Guthrie, Len Hollenbeck, Gerald Shirdell, Bill Kearney and John Brosnan were sworn in by the Clerk.

Mr. Coel presented the staff summary.

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Mr. and Mrs. Jones gave testimony.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: Tom Guthrie, Len Hollenback, Gerald Shirdell, Bill Kearney and John Brosnan. No one else was present wishing to speak and the public input portion of this item was closed.

On motion of Supervisor Farrington and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), upheld the Notice of Nuisance and Order to Abate posted July 11, 2013, for nuisance conditions at 3380 Keeling Avenue, Lakeport, CA, also known as APN 028-051-87, and authorized staff to coordinate with the Marijuana Eradication Task Force to abate the marijuana plants found to be in violation of Lake County Ordinance 2978, if not voluntarily abated by Friday, August 30, 2013, at 8:00 a.m. All costs associated with this abatement case shall become a charge against the property.

- 8. **ITEM A-8 - 10:00 A.M. - Blue Water Satellite science workshop** - Water Resources Director Scott DeLeon and Jim Steele were present.

After an introduction by Mr. DeLeon, Mr. Steele gave a presentation regarding the scientific process of the Blue Water Satellite project.

This item was continued to later in the day.

- 9. **ITEM A-12 - (a) Consideration of request for approval of an Administrative Encroachment Permit for the Splash-In seaplane event; and (b) Consideration of request for a waiver of the permit fee (\$665)** - Water Resources Director Scott DeLeon presented the staff report.

Chair Smith asked if anyone was present wishing to speak and Mike Dunlap spoke. No one else was present wishing to speak and the public input portion of this item was closed.

(a & b) On motion of Supervisor Brown and by vote of the Board (4 ayes, Supervisor Rushing ABSENT), approved the Administrative Encroachment Permit for the Splash-In seaplane event, and waived the permit fee (\$665).

**BACK TO #8 - ITEM A-8 - 10:00 A.M. - Blue Water Satellite science workshop** - Mr. Steele continued his presentation.

Chair Smith asked if anyone was present wishing to speak and the following people spoke: John Frye, Claudia Street, Agricultural Commissioner Steve Hajik, Phil Murphy and Betsy Cawn. No one else was present wishing to speak and the public input portion of this item was closed.

The Board of Supervisors adjourned and convened as the Lake County Local Board of Equalization.

- 10. **ITEM A-9 - 11:30 A.M. - Assessment Appeal Hearing:**

**Dean Eichelmann - Application No. 87-2011 - 1485 Westlake Drive, Kelseyville, CA (APN 044-331-070-000)** - Chair Smith announced this appeal had been withdrawn and would not be taken up today.

The Lake County Local Board of Equalization adjourned and reconvened as the Board of Supervisors.

**BACK TO #6 - ITEM A-13 - CLOSED SESSION - 1. Conference with Labor Negotiator: (a) County Negotiators: A. Grant, L. Guintivano, S. Harry, M. Perry, A. Flora and C. Shaver; and (b) Employee Organization: DDAA, DSA, LCCOA, LCEA and LCSEA 2. Conference with real property negotiator (a) Property located at: 3980 Gard Street, Kelseyville (APN 024-081-01) (b) Negotiating Parties: For County: Supervisor Rob Brown, Child Support Services Director Gail Woodworth, County Administrative Officer Matt Perry and Deputy County Administrative Officer Alan Flora For seller: Kelseyville Unified School District representatives (c) Under Negotiation: Lease terms 3. Public Employee Evaluation: Titles: Special Districts Administrator and Community Development Director 4. Conference with legal counsel: Existing litigation pursuant to Gov. Code Sec. 54956.9(d)(1): Spano v. Lake County, et al.** - Chair Smith announced the Board would now go into Closed Session for the reasons stated on the agenda.

The Board reconvened into Regular Session with no action taken at 12:25 p.m.

There being no further business, the Board of Supervisors adjourned at 12:25 p.m.

MATT PERRY  
Clerk of the Board

Chair - Lake County Board of Supervisors

By: \_\_\_\_\_  
Mireya G. Turner  
Assistant Clerk of the Board